| Title | Juvenile Police Records: Notice for Release of Records and Objection; Petition to Obtain Law Enforcement Agency Report (approve form JV-580; revise form JV-575) |
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| Summary | The proposed new form, JV-580, <i>Notice to Child and Parent/Guardian Re: Release of Juvenile Police Records and Objection</i> would implement the requirements of Senate Bill 940 by providing both a mechanism for notifying a child and his or her parents that an individual or entity is seeking release of the child's juvenile police records and a mechanism for the child or parent to object to the release of the records. The proposed new form would be attached to the <i>Petition to Obtain Report of Law Enforcement Agency/Juvenile</i> , form JV-575, which would be revised to reflect an additional code section, Welfare and Institutions Code section 827.9, in the caption and footer of the form. |
| Source | Family and Juvenile Law Advisory Committee |
| Staff | Regina Deihl, 415-865-7646 Jennifer Walter, 415-865-7687 |
| Discussion | Senate Bill 940 enacted Welfare and Institutions Code section 827.9 governing the release of juvenile police records in Los Angeles County. The legislation clarified the persons or entities entitled to receive complete or redacted copies of juvenile police records and outlined procedures for other persons to request copies of juvenile police records in Los Angeles County. The legislation requires the Judicial Council to develop forms to provide notice to a child and his or her parent that an individual or entity is seeking release of the child's juvenile police records and a mechanism for the child or parent to object to the release of the records. The legislation also requires that the notice form be attached to form JV-575, Petition to Obtain Report of Law Enforcement Agency/Juvenile. The new form, JV-580, Notice to Child and Parent/Guardian Re: Release of Juvenile Police Records and Objection would implement the requirements of the legislation for optional use throughout California. The form provides a child and his or her parents with the name of the person or entity seeking a copy of the child's juvenile police records and instructions on how to object to release of the records if they choose to do so. The new form, JV-580, would be attached to a Petition to Obtain |

Report of Law Enforcement Agency/Juvenile (form JV-575), which would be revised to reflect an additional code section, Welfare and Institutions Code section 827.9, in the caption and footer of the form pursuant to passage of Senate Bill 940. The Petition to Obtain Report of Law Enforcement Agency/Juvenile, JV-575 describes the juvenile police records being sought.

| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): | FOR COURT USE ONLY | | |
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| | | | |
| TELEPHONE NO | | | |
| TELEPHONE NO.: FAX NO.: ATTORNEY FOR (Name): | | | |
| SUPERIOR COURT OF CALIFORNIA, COUNTY OF | 1 | | |
| STREET ADDRESS: | | | |
| MAILING ADDRESS: | DRAFT-4 | | |
| CITY AND ZIP CODE: | | | |
| BRANCH NAME: | | | |
| CHILD'S NAME: | CASE NUMBER: | | |
| CHILD'S DATE OF BIRTH: | | | |
| PETITION TO OBTAIN REPORT OF LAW ENFORCEMENT AGENCY/JUVENILE Welfare and Institutions Code, §§ 827.9, 828 | RELATED CASES (If any): | | |
| 1. Petitioner's name and address (if representing another person, organization, or agence | v provide names and addresses): | | |
| 1.1 Calibrial 3 harms and address (in representing another person, organization, or agenc | y, provide names and addresses). | | |
| | | | |
| 2. Petitioner's relationship to child (if any): | | | |
| | | | |
| Police department or law enforcement agency possessing records: | | | |
| | | | |
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| Report number: | | | |
| 4. The reasons for this request are: | | | |
| (Describe in detail. Attach additional pages if necessary.) | | | |
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| 5. The child has consented to the requested disclosure and the child's written consent is attached. | | | |
| I declare under penalty of perjury under the laws of the State of California that the foregoing and all attachments are true and correct. | | | |
| | | | |
| Date: | | | |
| | | | |
| (TYPE OR PRINT NAME) | (SIGNATURE OF PETITIONER) | | |
| | | | |
| | | | |
| Number of pages attached | | | |
| | | | |
| PETITION GRANTED PETITION DENIED | | | |
| ADDITIONAL ORDERS: | | | |
| Date: | ILIDICIAL OFFICER | | |

| | JV-580 | |
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| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): | FOR COURT USE ONLY | |
| | | |
| TELEPHONE NO.: FAX NO.: | | |
| ATTORNEY FOR (Name): | | |
| SUPERIOR COURT OF CALIFORNIA, COUNTY OF | 1 | |
| STREET ADDRESS: | | |
| MAILING ADDRESS: | DRAFT-4 | |
| CITY AND ZIP CODE: | | |
| BRANCH NAME: | | |
| CHILD'S NAME: | CASE NUMBER: | |
| CHILD'S DATE OF BIRTH: | | |
| NOTICE TO CHILD AND PARENT/GUARDIAN RE: RELEASE OF JUVENILE POLICE RECORDS AND OBJECTION (Welf. & Inst. Code, § 827.9) | RELATED CASES (If any): | |
| NOTICE TO CHILD AND PARENT/GUARDIA | AN | |
| TO (name): | | |
| PLEASE TAKE NOTICE THAT (name): LAW ENFORCEMENT RECORDS. | SEEKS A COPY OF YOUR JUVENILE | |
| 2. Identity of the person or entity requesting a copy of the juvenile law enforcement reco | rds: | |
| 3. The requested records are described in the attached Petition to Obtain Report of Law Enforcement Agency/Juvenile (JV-575). | | |
| 4. IF YOU OBJECT TO THE DISCLOSURE OF THESE RECORDS, YOU MUST DO ONE OF THE FOLLOWING BEFORE THE DATE SPECIFIED IN ITEM a or b BELOW: | | |
| a. If this notice was served on you by mail or confirmed fax, you must submit your objection to the law enforcement agency in possession of the records within 20 days of the date you receive this notice. | | |
| b. If this notice was served on you by personal service, you must submit your objection to the law enforcement agency in possession of the records within 15 days of the date you receive this notice. | | |
| WARNING: IF YOUR OBJECTION IS NOT RECEIVED BY THE LAW ENFORCEMENT AGENCY IN POSSESSION OF THE RECORDS BEFORE THE DATE SPECIFIED IN ITEM 4, YOUR RECORDS MAY BE PRODUCED OR OTHERWISE BE MADE AVAILABLE TO THE PERSONS OR ENTITIES LISTED IN ITEM 2. | | |
| Date: | | |
|) | | |
| | (SIGNATURE OF REQUESTING PERSON) | |
| OBJECTION TO RELEASE OF RECOR | DS. | |
| Objections to the release of the records described in the attached <i>Petition to Obtain Repo</i> (JV-575) must be sent to the originating law enforcement agency. | | |
| I object to the production of my juvenile law enforcement records to the person or entity specified above. I object only to the production of the following specified records: | | |
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| | | |
| | (SIGNATURE OF OBJECTING PERSON) | |
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